

NOV 16 2005

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FROM:	Eugene Lieberstein	TEL NO.:	(212) 278-1307
RETURN TO:	Audrey de Souza (42-121S)	C/M:	Z00009/ASP02
DATE:	November 16, 2005		

In re Application of

YOON, et al.

)

Attorney Docket: MM4489

)

Serial No.: 10/050,998

Filed: January 22, 2002

For: Method for Preparing a Candy Having a Stereoscopic Picture by Pad Printing ...

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b) w/authorization to charge deposit
account 01-1944 for Issue Fee at small entity rate and Publication Fee.**

MM4489

USSN: 10/050,998

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF:

ART UNIT: 1761

RECEIVED
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Jeong-Min YOON, et al

NOV 16 2005

SERIAL NO.: 10/050,998

EXAMINER: WEINSTEIN, Steven L.

FILED: January 22, 2002

FOR: METHOD FOR PREPARING A CANDY HAVING A STEREOSCOPIC
PICTURE BY PAD PRINTING AND A CANDY PRODUCT PREPARED BY USING
THE SAME

Attention: Office of Petitions
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Commissioner for Patents
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Alexandria, VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Sir:

Applicant respectfully petitions to revive this application which was
unintentionally abandoned for insufficient fees.

The above-identified application became unintentionally abandoned
when applicant inadvertently failed to check the box authorizing payment of the
Issue Fee at the small entity rate and the Publication Fee from Deposit Account 01-
1944. Applicant submits herewith the required petition form PTO/SB/64 and the
Fee(s) transmittal document which was originally submitted to the U.S. Patent Office
on March 29, 2005.

NYDOCS1-801466.1

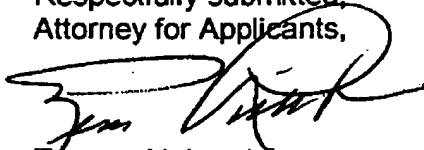
MM4489

USSN: 10/050,998

FEES

The Commissioner is authorized to charge Deposit Account No. 01-1944 for the prescribed fees necessary in reviving this application as well as for the fees required for the Issue Fee at the small entity rate and the Publication Fee.

Respectfully submitted,
Attorney for Applicants,



Eugene Lieberstein
Registration No. 24,645

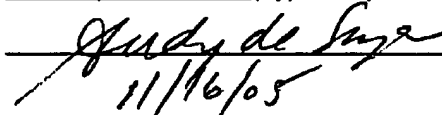
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ANDERSON, KILL & OLICK, P.C.
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) is being deposited with the United States Postal Service via facsimile to: Office of Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (571) 273-8300 on November 16, 2005.

Audrey de Souza (Typed or printed name of person mailing paper or fee)

 (Signature of person mailing paper or fee)
11/16/05

NYDOCS1-801466.1

NOV 16 2005

PTO/SB/84 (10-05)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
 ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

 Docket Number (Optional)
 MM4489

First named inventor: Jeong Min Yoon, et al.

Application No.: 10/050,998

Art Unit: 1761

Filed: January 22, 2002

Examiner: Steven L. Weinstein

 Title: METHOD FOR PREPARING A CANDY HAVING A STEREOSCOPIC PICTURE BY PAD PRINTING AND A CANDY PRODUCT
 PREPARED BY USING THE SAME

 Attention: Office of Petitions
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 P.O. Box 1450
 Alexandria, VA 22313-1450
 FAX (571) 273-8300

 NOTE: If information or assistance is needed in completing this form, please contact Petitions
 Information at (571) 272-3282.

 The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
 action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
 date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☒ Small entity-fee \$ 750 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
 To be charged to deposit account 01-1944.
- ☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in
 the form of _____ (identify type of reply):

- ☐ has been filed previously on 11/17/2005 CCHAU1 00000076 011944 10050998
☐ is enclosed herewith. 01 FC:2453 750.00 DA

- B. The issue fee and publication fee (if applicable) of \$ 1,000.

- ☒ has been paid previously on March 29, 2005.
☒ is enclosed herewith. To be charged to deposit acct. 01-1944.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the
 USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to
 complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any
 comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,
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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (10-05)

Approved for use through 07/31/2006. OMB 0651-0031
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3. Terminal disclaimer with disclaimer fee

- ☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Signature

November 16, 2005

Date

EUGENE LIEBERSTEIN

Typed or printed name

24,645

Registration Number, if applicable

ANDERSON KILL & OLICK, P.C.

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Address

Enclosures: ☒ Fee Payment☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☐ Other: _____**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office as (571) 273-8300.

November 16, 2005

Date

Signature

AUDREY DE SOUZA

Typed or printed name of person signing certificate